

or the owner or owners is or are not known, then that such notice of such application had been published once a week for at least four weeks in some newspaper published in the county in which the application is made, or if there be no such newspaper in such county, then in some newspaper published in some county adjoining the county in which the land to be condemned lies, and by notice posted for twenty days at the court-house door of said county in which said land lies: *And provided further*, that the valuation provided for in this section shall be made upon the oaths of the commissioners aforesaid, which may be administered by any clerk of the court, justice of the peace or other person authorized by law to administer oaths: *Provided further*, that the right of condemnation herein granted shall not authorize said company to remove or invade the burial-ground of any individual without his or her consent. In case of any appeal to the superior court from the report of the commissioners, by either the said company or the said owner or owners of the land to be condemned, then the said company shall deposit with the clerk of the superior court of the county in which the said land lies the sum named as the valuation of said land by the commissioners and all costs of the proceeding up to the date of the appeal, and thereupon the said land shall vest in the said company for the purposes hereinbefore expressed; and when the valuation of said land shall be finally determined as prescribed by this act, then the sums so deposited with the clerk, or so much thereof as may be necessary to pay to the land-owner or owners such valuation of said land, with such cost as he or they may recover, shall be paid to such land-owner or owners, and any surplus shall be returned to said company. In case such deposit is not sufficient to pay off such valuation and costs, the court shall give judgment to said owner or owners for the amount of such deficiency, and such judgment shall be a lien on said lands, having priority over all other liens placed upon said land by said company or its assigns, and over any and all conveyances thereof made by said company.

Proviso: valuation on oath.

Proviso: limit to power of condemnation.

Assessment deposited with clerk of court to vest title in company.

Judgment if deposit insufficient.

Each share of stock entitled to one vote.

By-laws, rules and regulations.

Meetings of stockholders and principal office.

SEC. 7. Every stockholder in the company shall at all meetings or elections be entitled to one vote for every share of stock registered in his name on the books of the company and shall be allowed to cast his vote either in person or by proxy duly authorized in accordance with the rules and regulations prescribed by the by-laws of the company. The stockholders of the company may enact such by-laws, rules and regulations for the management of the affairs of the company as they may deem proper or expedient. Meetings of the stockholders and directors may be held at Asheville in the county of Buncombe, where the principal office of the company shall be until the board of directors shall change the location of the principal office to some other town or point, and the said board of directors shall have the power, with the consent and approval of a majority of the stockholders of said com-